

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:) Art Unit: Not yet assigned
FIRTH, John R., et al.) [parent application
Serial No.: Not yet assigned) Group Art Unit 3763]
[parent application Serial No. 09/116,064]) Examiner: Not yet assigned
Filed: Herewith) [parent application
For: DISPOSABLE SELF-SHIELDING) Examiner M. Mendez]
ASPIRATING SYRINGE)
_____)

DECLARATION OF JOHN R. FIRTH AND ANTHONY R. PEREZ
UNDER 37 C.F.R. § 1.175

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

We, John R. Firth and Anthony R. Perez, declare:

That we are citizens of the United States of America, residing at 7887 Sacajawea Way,
Wilsonville, OR 97070 and 1475 South El Molino Avenue, Pasadena, CA 91106, respectively;

That we believe that we are the original, first, and sole inventors of the subject matter
described and claimed in United States Patent No. 5,624,400 (hereinafter "the '400 Patent") and
for which invention we solicit a reissue patent;

That we do not know and do not believe that the invention was ever known in the United States of America before our invention thereof;

That we believe that the '400 Patent may be, in part, inoperative for providing adequate protection in that we claimed less than we were justified in doing and, accordingly, that the claims thereof are insufficient;

That we believe the invention to reside in a medical device, including a body having a cavity for receiving a medicine cartridge, a first forward end from which a needle may extend, and a second end into which the medicine cartridge may be inserted; a protector case movable relative to the body, and having a first open end through which the needle may extend and a second end, the case and the body having cooperating detents for facilitating placement of the case with respect to the body for uncovering and covering an exposed end of the needle; and a locking mechanism on the second end of the body for engaging the medicine cartridge received in the cavity, the locking mechanism comprising at least one locking detent for engaging a surface of the cartridge received in the cavity to prevent proximal movement thereof;

That the error of reciting the limitations in the original claims of the '400 Patent to a medical syringe including a syringe body having first and second ends, and a "plunger assembly for cooperatively mating with the second end of the body" resulted from the fact that we failed to appreciate the full scope of the invention and that these limitations may unduly restrict the invention more than we intended and have a right to claim, and that the invention may also be embodied in various components, namely a locking mechanism on the proximal end of the elongate body comprising a locking detent for engaging a rear surface of the medicine cartridge

and preventing proximal movement of the medicine cartridge received in the cavity, as now set forth in new Claims 6-20, and more particularly in Claims 6 and 14;

That the error of reciting limitations in the original claims of the '400 Patent to a medical syringe including "a plunger and plug assembly . . . the plug being adapted to couple and become affixed to an open end of the body" resulted from the fact that we failed to appreciate the full scope of the invention and that these limitations may unduly restrict the invention more than we intended and have a right to claim, and that the invention may also be embodied in various components, namely a syringe including a locking mechanism on the proximal end of the body comprising a pair of locking detents for engaging a rear surface of the medicine cartridge and preventing proximal movement of the medicine cartridge received in the cavity, as now set forth in new Claims 21 through 25, and more particularly in Claim 21;

That the error of reciting limitations in the original claims of the '400 Patent to a medical syringe including a movable plunger having "an integrally molded harpoon thereon which is adapted to engage and connect with a stopper of a cartridge disposed in the body" resulted from the fact that we failed to appreciate the full scope of the invention and that these limitations may unduly restrict the invention more than we intended and have a right to claim, and that the invention may also be embodied in various components, namely a syringe device including a locking mechanism on the proximal end of the elongate body comprising a locking detent for engaging a rear surface of the medicine cartridge and preventing proximal movement of the medicine cartridge received in the cavity, as now set forth in new Claims 6-20, and more particularly in Claims 6 and 14;

That the error of reciting limitations in the original claims of the '400 Patent to a medical syringe including a "body having a first forward end to which the needle is attached and which needle also is capable of penetrating a cartridge for injecting medicine through the needle into a human," resulted from the fact that we failed to appreciate the full scope of the invention and that these limitations may unduly restrict the invention more than we intended and have a right to claim and that the invention may also be embodied in various components, namely a medical syringe including a syringe body "having a first forward end from which a needle may extend," as now set forth in proposed new Claims 14-20, and more particularly in Claim 14;

That the aforementioned errors in the '400 Patent arose without any deceptive intention on our part;

That we did not realize the lack of full scope of our invention in the claims of the '400 Patent and urge that we should be entitled to claim, as set forth in proposed new Claims 6 through 25;

That the errors arose when the original application for the '400 Patent was filed, and that when the '400 Patent was issued we failed to realize that the issued claims were insufficient;

That we first became aware of some of the insufficiencies in early 1998, when they were brought to our attention by our attorneys following a patent review in January 1998 between the patent counsel and the general counsel of the Assignee of the '400 Patent and related patents and patent applications;

That we acknowledge our duty to disclose information of which we are aware which is material to the examination of this application, in accordance with Section 1.56(a) of Title 37 of the Code of Federal Regulations;

That we have reviewed and understand the contents of the above-identified patent application for Patent Reissue, including the claims, as presented in the Preliminary Amendment filed herewith;

That all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereunder.

Dated: August 9, 2001


John R. Firth

Dated: _____

Anthony R. Perez

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:)
)
John R. FIRTH, Anthony R. PEREZ) Group Art Unit: 3763
)
Serial No.: 09/116,064, Reissue) Examiner: J. Yasko, Jr.
of U.S. Patent No. 5,624,400)
)
Filed: July 15, 1998)
)
For: DISPOSABLE SELF-SHIELDING)
ASPIRATING SYRINGE)

DECLARATION OF JOHN R. FIRTH AND ANTHONY R. PEREZ
UNDER 37 C.F.R. § 1.175

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

We, John R. Firth and Anthony R. Perez, declare:

That we are citizens of the United States of America, residing at 7887 Sacajawea Way,
Wilsonville, OR 97070 and 1475 South El Molino Avenue, Pasadena, CA 91106, respectively;

That we believe that we are the original, first and sole inventors of the subject matter
described and claimed in United States Patent No. 5,624,400 (hereinafter "the '400 Patent") and
for which invention we solicit a reissue patent;

That we do not know and do not believe that the invention was ever known in the United States of America before our invention thereof;

That we believe that the '400 Patent may be, in part, inoperative for providing adequate protection in that we claimed less than we were justified in doing and, accordingly, that the claims thereof are insufficient;

That we believe the invention to reside in a medical syringe for injecting medication including a syringe body having a cavity for receiving a medicine cartridge, a first forward end from which a needle may extend, and a second end into which the medicine cartridge may be inserted, a protector case adapted to slidably fit on the body, the case and the body having cooperating detents for facilitating placement of the case with respect to the body for uncovering and covering, respectively, an exposed end of the needle, and a locking mechanism on the second end of the body for engaging the medicine cartridge received in the cavity;

That the error of reciting the limitations in the original claims of the '400 Patent to a medical syringe including a syringe body having first and second ends, and a "plunger assembly for cooperatively mating with the second end of the body" resulted from the fact that we failed to appreciate the full scope of the invention and that these limitations may unduly restrict the invention more than we intended and have a right to claim, and that the invention may also be embodied in various components, namely a syringe body with a locking mechanism on the second or proximal end of the body, as now set forth in proposed new Claims 6 through 26, and more particularly in Claims 6, 13, 18 and 23;

That the error of reciting limitations in the original claims of the '400 Patent to a medical syringe including a plunger assembly "comprising a movable plunger which is movable with respect to the body for causing medicine from a cartridge to be administered through the needle, the plunger comprising a first end adapted to be manipulated by the user of the syringe and a second end adapted to be inserted into the body for engaging a stopper of the medicine cartridge therein" resulted from the fact that we failed to appreciate the full scope of the invention and that these limitations may unduly restrict the invention more than we intended and have a right to claim, and that the invention may also be embodied in various components, namely a syringe body with a locking mechanism on the second or proximal end of the body for engaging the medicine cartridge received in the cavity, as now set forth in proposed new Claims 6 through 26, and more particularly in Claim 6;

That the error of reciting limitations in the original claims of the '400 Patent to a medical syringe including "a plunger and plug assembly . . . the plug being adapted to couple and become affixed to an open end of the body" resulted from the fact that we failed to appreciate the full scope of the invention and that these limitations may unduly restrict the invention more than we intended and have a right to claim, and that the invention may also be embodied in various components, namely a syringe including a syringe body with a finger grip collar on the proximal end of the body, and a locking mechanism on the proximal end of the body, as now set forth in proposed new Claims 6 through 26, and more particularly in Claims 13, 18, and 23;

That the error of reciting limitations in the original claims of the '400 Patent to a medical syringe including a movable plunger having "an integrally molded harpoon thereon which is adapted to engage and connect with a stopper of a cartridge disposed in the body" resulted from the fact that we failed to appreciate the full scope of the invention and that these limitations may unduly restrict the invention more than we intended and have a right to claim, and that the invention may also be embodied in various components, namely a syringe with a finger grip collar on the proximal end of the body, and a locking mechanism on the proximal end of the body for engaging a rear surface of the medicine cartridge and preventing proximal movement of the medicine cartridge received in the cavity, as now set forth in proposed new Claims 6 through 26, and more particularly in Claims 13, 18, and 23;

That the error of reciting limitations in the original claims of the '400 Patent to a medical syringe including a "body having a first forward end to which the needle is attached and which needle also is capable of penetrating a cartridge for injecting medicine through the needle into a human," resulted from the fact that we failed to appreciate the full scope of the invention and that these limitations may unduly restrict the invention more than we intended and have a right to claim and that the invention may also be embodied in various components, namely a medical syringe including a syringe body "having a first forward end from which a needle may extend," as now set forth in proposed new Claims 6 through 26, and more particularly in Claim 6;

That we, through error without deceptive intent, did not realize the lack of full scope of our invention in the claims of the '400 Patent and urge that we should be entitled to claim, as set forth in proposed new Claims 6 through 26;

That the errors arose when the original application for the '400 Patent was filed, and that when the '400 Patent was issued, without deceptive intent, we failed to realize that the issued claims were insufficient;

That we first became aware of some of the insufficiencies in early 1998, when they were brought to our attention by our attorneys following a patent review in January 1998 between the patent counsel and the general counsel of the Assignee of the '400 Patent and related patents and patent applications;


That we acknowledge our duty to disclose information of which we are aware which is material to the examination of this application, in accordance with Section 1.56(a) of Title 37 of the Code of Federal Regulations;

That we have reviewed and understand the contents of the above-identified patent application for Patent Reissue, including the claims, as amended in the Amendments filed on January 20, 2000 and February 28, 2000;

That all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code and that

such willful false statements may jeopardize the validity of the application or any patent issuing thereunder.

Dated: June 7, 2000


John R. Firth

Dated: _____

Anthony R. Perez

09923471-001041

09933474-081704
F07780-7478660

CERTIFICATE OF TRANSMISSION

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being transmitted via facsimile (703/306-4520) on the date shown below to the Commissioner for Patents, Washington, D.C. 20231.

July 26, 2000
Date of Transmission


Sally Hartwell

LYON & LYON LLP
A LIMITED LIABILITY PARTNERSHIP
INCLUDING PROFESSIONAL CORPORATIONS
1900 Main Street, Sixth Floor
Irvine, California 92614
Phone: (949) 567-2300
Fax: (949) 567-6600

FAXED
7/26/00

FACSIMILE TRANSMITTAL FORM

To: Examiner J. Yasko, Jr. Art Group 3763	Fax Number: 703/306-4520	Phone Number:
From: William A. English	Fax Number: 949/567-6600	Phone Number: 949/567-2300
Re: Two Declarations & Petition for Reissue Application	Date/Time sent: 7/26/00 11:08 AM	No. of Pages: 14 (incl. cover)
Client Name: Safety Syringes, Inc.	Client Matter No.: 234/041	

If you do not receive all of the pages, please call Sally Hartwell at (949) 567-2300, extension 1111.

Notes/Comments:

TO BE COMPLETED BY FAX OPERATOR

TIME TRANSMITTED: _____ TRANSMITTED BY: _____

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* * * COMMUNICATION RESULT REPORT (JUL. 26. 2000 11:23AM) * * *

TTI LYON&LYON COSTA MESA 714-7518209

FILE MODE	OPTION	ADDRESS (GROUP)	RESULT	PAGE
1869 MEMORY TX		917033064520	OK	14/14

REASON FOR ERROR

E-1) HANG UP OR LINE FAIL
E-3) NO ANSWER

E-2) BUSY
E-4) NO FACSIMILE CONNECTION

LYON & LYON LLP

A LIMITED LIABILITY PARTNERSHIP
INCLUDING PROFESSIONAL CORPORATIONS

1900 Main Street, Sixth Floor
Irvine, California 92614
Phone: (949) 567-2300
Fax: (949) 567-6600

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Re: Two Declarations & Petition for Reissue Application	Date/Time sent: 7/26/00 11:08 AM	No. of Pages: 14 (incl. cover)
Client Name: Safety Syringes, Inc.	Client Matter No.: 234/041	

If you do not receive all of the pages, please call Sally Hartwell at (949) 567-2300,

POWER OF ATTORNEY

SAFETY SYRINGES, INC., assignee(s) of the application for United States Letters
Patent for DISPOSABLE SELF-SHIELDING ASPIRATING SYRINGE
(Title)

by John R. FIRTH and Anthony R. PEREZ
(Inventor(s))

the specification of which was

☒ executed on even date herewith for a reissue application for U.S. Patent No. 5,624,400.

The assignment of this reissue application by reason of U.S. Patent No. 5,624,400 having been recorded in the U.S. Patent Office on June 6, 1995 at Reel 7834, Frame 0345, do(es) hereby appoint as my (our) attorneys, with full power of substitution and revocation, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

The registered attorneys listed below and members of or associates of the law firm of **LYON & LYON LLP**, 633 West Fifth Street, Suite 4700, Los Angeles, CA 90071-2066, Registration No. 11,611, whose members are admitted to the Bars of the States of California and/or District of Columbia and/or New Jersey, and/or Ohio:

Roland N. Smoot, Reg. No. 18,718; Conrad R. Solum, Jr., Reg. No. 20,467; James W. Geriak, Reg. No. 20,233; Robert M. Taylor, Jr., Reg. No. 19,848; Samuel B. Stone, Reg. No. 19,297; Douglas E. Olson, Reg. No. 22,798; Robert E. Lyon, Reg. No. 24,171; Robert C. Weiss, Reg. No. 24,939; Reg. No. 20,719; Richard E. Lyon, Jr., Reg. No. 26,300; John D. McConaghy, Reg. No. 26,773; William C. Steffin, Reg. No. 26,811; Coe A. Bloomberg, Reg. No. 26,605; J. Donald McCarthy, Reg. No. 25,119; John M. Benassi, Reg. No. 27,483; James H. Shalek, Reg. No. 29,749; Allan W. Jansen, Reg. No. 29,395; Robert W. Dickerson, Reg. No. 29,914; Roy L. Anderson, Reg. No. 30,240; David B. Murphy, Reg. No. 31,125; Bradford J. Duft, Reg. No. 32,219; James C. Brooks, Reg. No. 29,898; Jeffrey M. Olson, Reg. No. 30,790; Steven D. Hemminger, Reg. No. 30,755; Jerrold B. Reilly, Reg. No. 32,293; Paul H. Meier, Reg. No. 32,274; John A. Rafter, Jr., Reg. No. 31,653; Kenneth H. Ohriner, Reg. No. 31,646; and Mary S. Consalvi, Reg. No. 32,212; Lois M. Kwasigroch, Reg. No. 35,579; Lawrence R. LaPorte, Reg. No. 38,948; Robert C. Laurenson, Reg. No. 34,206; Carol A. Schneider, Reg. No. 34,923; Hope E. Melville, Reg. No. 34,874; Michael J. Wise, Reg. No. 34,047; Richard J. Warburg, Reg. No. 32,327; Kurt T. Mulville, Reg. No. 37,194; Theodore S. Maceiko, Reg. No. 35,593; Bruce G. Chapman, Reg. No. 33,846 F.T. Alexandra Mahaney, Reg. No. 37,668, and William A. English, Reg. No. P-42,515.

Send Correspondence to: Samuel B. Stone	LYON & LYON LLP 633 W Fifth St., Suite 4700 Los Angeles, CA 90071-2066	Direct Telephone calls to: William A. English (714) 751-6606
---	---	---

I, the undersigned, declare that I am the (an) assignee of the above-identified application or, if the assignee is a corporation, partnership or other association, I am authorized to make this appointment on behalf of the assignee and I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 19 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full Name of Assignee:	SAFETY SYRINGES, INC.
Post Office Address	1715 South Freeman, Oceanside, CA 92054
Signature of Declarant or Assignee:	Date: 6/15/98
Full Name of Declarant If Other Than Assignee.	
Title of Declarant	
Address of Declarant	1715 South Freeman, Oceanside, CA 92054

Express Mail No.
EL072336392US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:) Group Art Unit: Not yet assigned
)
John R. FIRTH, Anthony R. PEREZ) Examiner: Not yet assigned
)
Serial No. Not yet assigned, Reissue of)
U.S. Patent No. 5,624,400) Reissue Application of U.S. Patent
) No. 5,624,400
Filed: Herewith)
)
For: DISPOSABLE SELF-SHIELDING)
ASPIRATING SYRINGE)
_____)

CERTIFICATE UNDER 37 CFR 3.73(b)

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sirs:

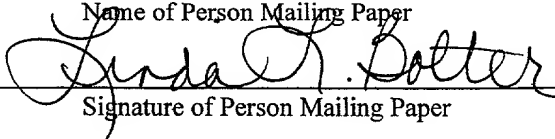
SAFETY SYRINGES, INC., a California corporation, hereby certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of an assignment from the inventors named in the above-identified U.S. Patent No. 5,624,400

CERTIFICATE OF MAILING
(37 C.F.R. §1.10)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

EL072336392US
Express Mail Label No.

July 15, 1998
Date of Deposit

Linda L. Bolter
Name of Person Mailing Paper

Signature of Person Mailing Paper

and the present reissue application. The assignment was recorded in the Patent and Trademark Office on June 6, 1995 at Reel 7834, Frame 0345. Photocopies of the assignment and PTO Notice of Recordation are attached. The undersigned has reviewed all documents in the chain of title of the patent and application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SAFETY SYRINGES, INC.

Dated: 6/15/98

By: C. ANDREASON

Name: C. ANDREASON

Title: PRESIDENT ROED

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
John R. FIRTH et al.) Group Art Unit: 3763
)
Serial No.: 09/116/064) Examiner: J. Yasko, Jr.
Reissue of U.S. Patent No. 5,624,400)
)
)
Filed: July 15, 1998)
)
For: DISPOSABLE SELF-SHIELDING)
ASPIRATING SYRINGE)
_____)

PETITION TO FILE REISSUE DECLARATION FOR REISSUE PATENT
WITHOUT JOINT INVENTOR UNDER 37 CFR 1.47(a)

ATTENTION: OFFICE OF PETITIONS
Assistant Commissioner for Patents
Box DAC
Washington, D.C. 20231

Sir:

Applicant hereby petitions that the inventors' reissue Declaration for the above-referenced application for reissue patent be entered for consideration without one of the joint inventors, who refuses to join in the above-referenced application.

CERTIFICATE OF TRANSMISSION

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being transmitted via facsimile (703/306-4520) on the date shown below to the Commissioner for Patents, Washington, D.C. 20231.

July 26, 2000
Date of Transmission


Sally Hartwell

1. Petition Fee

The petition fee of \$130.00, pursuant to 37 CFR 1.17(h), is enclosed.

2. Declaration of Pertinent Facts

A Declaration of Christer Andreasson, President and Chief Executive Officer, of Safety Syringes, Inc., the Assignee of the above-reference patent for which reissue is sought, has been included to present the pertinent facts related to the refusal of one of the joint inventors, Anthony R. Perez, to join in the present application.

Respectfully submitted,

LYON & LYON LLP

Dated: July 26, 2000

By



William A. English
Reg. No. 42,515
Attorneys for Applicants

633 West Fifth Street
Suite 4700
Los Angeles, CA 90071-2066
(949) 567-2300

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:)
)
John R. FIRTH, Anthony R. PEREZ) Group Art Unit: 3763
)
Serial No.: 09/116,064) Examiner: J. Yasko, Jr.
Reissue of U.S. Patent No. 5,624,400)
)
Filed: July 15, 1998)
)
For: DISPOSABLE SELF-SHIELDING)
ASPIRATING SYRINGE)
_____)

**DECLARATION OF CHRISTER ANDREASSON OF PERTINENT FACTS FOR
PETITION TO FILE INVENTORS' DECLARATION WITHOUT JOINT INVENTOR
UNDER 37 C.F.R. § 1.47**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

I, Christer Andreasson, declare:

That I am a resident of the United States of America, residing at 2530 Valley View Glen,
Escondido, California 92026;

That I am currently President and Chief Executive Officer of Safety Syringes, Inc.
("SSI"), having its principal place of business at 1925 Palomar Oaks Way, Suite 204, Carlsbad,
California, 92008;

That one of the named inventors in application Serial No. 09/116,064 for reissue patent of U.S. Patent No. 5,624,400 (hereafter "the Application") is Anthony R. Perez, residing at 1475 South El Molino Avenue, Pasadena, California 91106;

That, until January 1998, Anthony R. Perez was President and Chief Executive Officer of Safety Syringes, Inc., at which time he resigned because of an employment dispute that had arisen between himself and Safety Syringes, Inc.;

That the Application, including an inventors' reissue Declaration, a Declaration under 37 C.F.R. § 1.175, and an Offer to Surrender under 37 C.F.R. § 1.178 were presented to Anthony R. Perez for his review as a joint inventor of the Application at a meeting on May 15, 1998 attended by Robert G. Quinn, then corporate counsel for Safety Syringes, Inc.;

That since the meeting on May 15, 1998, Anthony R. Perez has maintained his refusal to consider reviewing or joining the Application unless he is paid a substantial fee;

That I received a letter from Anthony R. Perez on July 17, 2000 regarding a revised inventors' reissue Declaration, a copy of the Application, and copies of Amendments filed for the Application that were sent to him by the law firm of Lyon & Lyon LLP, which has been prosecuting the Application before the U.S. Patent & Trademark Office on behalf of Safety Syringes, Inc.;

That Anthony R. Perez conditioned his review of the inventors' reissue Declaration and accompanying documents solely upon being paid a substantial fee, namely ten thousand dollars;

That all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were

made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereunder.

SAFETY SYRINGES, INC.



Christer Andreasson
President and CEO

7/24/00

Date

00932171-08101
T02T80 T2T2E60

092210810
T04T80 T2T2E660

CERTIFICATE OF TRANSMISSION

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being transmitted via facsimile (703/306-4520) on the date shown below to the Commissioner for Patents, Washington, D.C. 20231.

July 26, 2000
Date of Transmission


Sally Hartwell

234/041
Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:) Group Art Unit: Not yet assigned
)
John R. FIRTH, Anthony R. PEREZ) Examiner: Not yet assigned
)
Serial No.: 467,625)
) Reissue Application of U.S. Patent
) No. 5,624,400
Filed: June 6, 1995)
)
For: DISPOSABLE SELF-SHIELDING)
ASPIRATING SYRINGE)
_____)

REISSUE APPLICATION BY THE INVENTORS.
OFFER TO SURRENDER PATENT (37 C.F.R. 1.178)


To the Assistant Commissioner for Patents:

The undersigned Applicants of the above-referenced reissue application for the reissue of the above-identified United States Patent No. 5,624,400, granted on April 29, 1997, of which SAFETY SYRINGES, INC., of Oceanside, California is now sole owner by way of collateral security, and on whose behalf and with whose assent the concurrently filed reissue application is made, hereby offers to surrender said Letters Patent.

CERTIFICATE OF MAILING (37 C.F.R. §1.10)


I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

EL072336392US
Express Mail Label No.
July 15, 1998
Date of Deposit

Linda L. Bolter
Name of Person Mailing Paper

Signature of Person Mailing Paper

An order for a title report is filed herewith as required in such applications.

Dated: 6/30/98


JOHN R. FIRTH, Inventor

Dated: _____

ANTHONY R. PEREZ, Inventor

ASSENT OF ASSIGNEE TO REISSUE

The undersigned, assignee of the entire interest in the above-mentioned Letters Patent,
hereby assents to the reissue application filed concurrently herewith.

CERTIFICATION BY ASSIGNEE

Attached is a "CERTIFICATE UNDER 37 CFR 3.73(b)," establishing the right of the
assignee to take action in this reissue.

SAFETY SYRINGES, INC.

Dated: 6/15/98

By: 

Name: C. ANDERSSON

Title: PRESIDENT & CEO